

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

**TARA MOORE, Individually and On
Behalf of All Others Similarly Situated,**

Plaintiff,

v.

CIVIL ACTION NO. 07-CV-10398

**MERRILL LYNCH & CO., INC.,
MERRILL LYNCH & CO., INC. PLAN
“INVESTMENT COMMITTEE,”
MERRILL LYNCH & CO., INC. PLAN
ADMINISTRATIVE COMMITTEE,
MERRILL LYNCH & CO., INC.
MANAGEMENT DEVELOPMENT AND
COMPENSATION COMMITTEE,
LOUIS DIMARIA, E. STANLEY
O’NEAL, ALBERTO CRIBIORE,
ARMANDO M. CODINA, VIRGIS W.
COLBERT, JOHN D. FINNEGAN,
AULANA L. PETERS and JOHN DOES 1-
10,**

Defendants.

NOTICE OF WITHDRAWAL OF ATTORNEY OF RECORD

PLEASE TAKE NOTICE that Schiffrin Barroway Topaz & Kessler, LLP (hereinafter “SBTK”), withdraws as counsel of record in the above-referenced action. Plaintiff notes that this action is one of a number of related actions which are the subject of competing consolidation and interim lead class counsel motions brought pursuant to FED. R. CIV. P. 23(g), 42(a). Plaintiff supports the consolidation of all directly related actions brought pursuant to the Employee Retirement Income Security Act of 1974 and will be represented by the Law Offices of Curtis V. Trinko, LLP through the conclusion of this and/or any consolidated action.

Dated: January 2, 2008
New York, New York

SCHIFFRIN BARROWAY TOPAZ & KESSLER, LLP

BY: /s/ Joseph H. Meltzer

Joseph H. Meltzer, Esq.

Edward W. Ciolko, Esq.

Katherine B. Bornstein, Esq.

Joseph A. Weeden, Esq.

280 King Of Prussia Road

Radnor, PA 19087

Tel: (610) 667-7706

Fax: (610) 667-7056

LAW OFFICES OF CURTIS V. TRINKO, LLP

Curtis V. Trinko, Esq. (CT-1838)

16 West 46th Street, 7th Floor

New York, New York 10036

Tel: (212) 490-9550

Fax: (212) 986-0158

ATTORNEYS FOR PLAINTIFF TARA MOORE